

RFRE Amendment 002

This RFRE amendment 002 is raised to do the following:

- Answer Questions 6 to 10
 - Amend the RFRE document
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Q6. Question

Section 3.1.3(b) on page 41 of the RFRE requests that respondents use Times New Roman 12 point.

Would it be acceptable to use a smaller font size for items that traditionally have them, like graphics and tables?

A6. Answer

Refer to answer to question 1.

Q7. Question

Section 3.1.3(d) and (e) requires a title page and table of contents.

Would those elements for Section II: Technical Response count against the 50 page limit for Section II specified in 3.1.4(a)?

A7. Answer

No, the 50 page limit does not include the Table of Contents nor the Title Page.

Q8. Question

Annex H, paragraph 2, The second paragraph states that all information received by the Respondent during the procurement process should be treated as confidential, regardless of whether it is marked as such.

Would Canada be willing to mark the confidential information as confidential and agree to amend the Non-Disclosure Agreement accordingly?

A8. Answer

No.

Q9. Question

Annex H, item 4. Legal Compulsion, “Legal Compulsion” requires that the Respondent provide AECL notice “In the event that you or any of your Representatives becomes legally compelled to disclose any of the Information by an order, direction or similar action of a court or regulatory authority of competent jurisdiction.”

Please confirm that a “regulatory authority” would include any governmental or commercial financial or regulatory oversight body.

A9. Answer

Yes it is confirmed that regulatory authority would include any governmental or commercial financial or regulatory oversight body. Please refer to amendment below:

Insert the following paragraph at Annex H, Item 4 Legal Compulsion, to be added as the 2nd paragraph:

“For the purposes of this document, Canada takes a broad interpretation of “regulatory authority”, and governmental, commercial and regulatory oversight bodies are included within the meaning of “regulatory authority”.

A revised Annex H Non-Disclosure Agreement is included with this amendment.

Q10. Question

Annex H, item 5. Return or Destruction of Information, “Return or Destruction of Information”, requires that the Respondent destroy or erase “all other documents or records (whether in writing or stored in computerized, electronic, disk, tape, microfilm or any other form) in your possession or in the possession of your Representatives constituting or containing Information created by or for you.”

Considering that copies of such information will be stored and automatically archived on our computer back-up systems, it will be difficult to fully comply with this requirement. Would Canada be willing to amend the Non-Disclosure Agreement to make an exception for automatically archived computer back-up?

A10. Answer

No.

All other Terms and Conditions remain the same.